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**FILED**  
DISTRICT COURT OF GUAM

DEC 23 2004 *JP*

**MARY L.M. MORAN**  
CLERK OF COURT

*89*

IN THE DISTRICT COURT  
OF GUAM

LOURDES P. AGUON-SCHULTE, ) CIVIL CASE NO. 04-00045

Plaintiff, )

vs. )

THE GUAM ELECTION COMMISSION, )  
*et al.*, )

Defendants. )

JAY MERRILL, on his own behalf and on ) CIVIL CASE NO. 04-00046  
behalf of all other similarly situated voters )  
desirous of casting a vote in favor of )  
Proposal A at a fair and legal election, )

Plaintiffs, )

vs. )

THE GUAM ELECTION COMMISSION; )  
GERALD A. TAITANO, in his capacity as )  
the Executive Director of THE GUAM )  
ELECTION COMMISSION, I MINA' )  
BENTE SIETE NA LIHESLATURAN )  
GUAHAN (The 27<sup>th</sup> Guam Legislature); )  
FELIX P. CAMACHO, in his official )  
capacity as the GOVERNOR OF GUAM. )

Defendants. )

**PLAINTIFF LOURDES P. AGUON-SCHULTE'S PROVISIONAL JOINDER IN PLAINTIFF MERRILL'S MOTION FOR SUMMARY JUDGMENT AND REQUEST FOR ORAL ARGUMENT**


To prevent any misunderstandings, Plaintiff Lourdes P. Aguon-Schulte hereby gives notice that she joins in the November 23, 2004 motion for summary judgment filed by

Plaintiff Lourdes P. Aguon-Schulte's Provisional Joinder  
In Plaintiff Merrill's Motion For Summary  
Judgment And Request For Oral Argument  
*Aguon-Schulte v. Guam Election Commission, et al.*  
*Merrill, etc., et al. v. Guam Election Commission, et al.*  
Civil Case No. 04-00046  
Page 2

Plaintiff Jay Merrill on his own behalf and on behalf of all others similarly situated. Plaintiff  
Lourdes P. Aguon-Schulte's lawsuit is not a class action.

DOOLEY ROBERTS & FOWLER LLP

Dated: December 23, 2004

By:   
**THOMAS L. ROBERTS**  
Attorneys for Plaintiffs

Plaintiff Lourdes P. Aguon-Schulte's Provisional Joinder  
In Plaintiff Merrill's Motion For Summary  
Judgment And Request For Oral Argument  
*Aguon-Schulte v. Guam Election Commission, et al.*  
*Merrill, etc., et al. v. Guam Election Commission, et al.*  
Civil Case No. 04-00046  
Page 3

**CERTIFICATE OF SERVICE**

I, **THOMAS L. ROBERTS**, hereby declare that on December 23, 2004, I caused a copy  
of **Plaintiff Lourdes P. Aguon-Schulte's Joinder in Plaintiff Merrill's Motion For Summary  
Judgment and Request for Oral Argument** to be served upon the following:

Cesar C. Cabot, Esq.  
2<sup>nd</sup> Floor, BankPacific Building  
825 South Marine Corps Drive  
Tamuning, Guam 96913

Shannon J. Taitano, Esq.  
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Hagatna, Guam 96932

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655 South Marine Corps Drive  
Tamuning, Guam 96913

Office of the Attorney General  
Suite 2-200E, Guam Judicial Center  
120 West O'Brien Drive  
Hagåtña, Guam 96910

Dated this 23<sup>rd</sup> day of December 2004.



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**THOMAS L. ROBERTS**